

<b>COUNCIL</b>	<b>AGENDA ITEM No. 12</b>
<b>6 MARCH 2013</b>	<b>PUBLIC REPORT</b>

**EXECUTIVE REPORT – FOR INFORMATION  
RECORD OF EXECUTIVE DECISIONS**

**1. DECISIONS FROM CABINET MEETING ON 4 FEBRUARY 2013**

**BUDGET AND MEDIUM TERM FINANCIAL STRATEGY**

Cabinet received a report presenting budget proposals for 2013/14 through to 2022/23, in line with the provisional local government finance settlement for 2013/14 and in advance of some Department for Education specific grants being announced. The report contained three key sections and set out proposals for consultation to enable Cabinet at its meeting on 25 February to make recommendations to be made to the meeting of Full Council on 6 March 2013:

- Cabinet report and summary of council funding implications, including proposals on council tax;
- The draft MTFs, including capital strategy, asset management plan and Treasury Strategy. This will allow consultation to take place on these elements; and
- The budget consultation document to enable scrutiny, stakeholder and public consultation.

Cabinet considered the report and **RESOLVED** to agree:

1. The following as the basis for the next stage of the budget consultation and in light of the announcement of the local government provisional settlement for 2013/14:
  - a) That the MTFs is set in the context of the council priorities.
  - b) The Budget monitoring report as the latest probable outturn position for 2012/13.
  - c) The draft revenue budget for 2013/14 and indicative figures for 2014/15 to 2022/23 (including the capacity bids and saving proposals).
  - d) The draft capital programme for 2013/14 to 2022/23 and associated capital strategy, treasury strategy and asset management plan.
  - e) The proposed council tax freeze in 2013/14 and indicative increases for planning purposes of 2% for 2014/15 to 2022/23.
  - f) To spend at the level of the Dedicated Schools Grant for 2013/14 to 2022/23.
  - g) The proposals for reserves and balances.
  - h) The proposals for setting fees and charges for 2013/14 including the indicative fees and charge increases for 2014/15 and 2015/16.
  - i) The proposal for the deferral of mandatory implementation of auto enrolment of pensions for employees until 30 September 2017.
2. To approve the budget proposals as the basis to consult with Scrutiny, Staff, Unions, Stakeholders and the public;
3. To note and have regard for the continuing uncertainty of national public finances, the impact that dwelling and business growth locally will have in future funding arrangements and the next Spending Round being published in the first half of 2013; and

4. To note that government grants will not be confirmed until the final settlement is released in February 2013.

Cabinet further **RESOLVED**:

5. To include, "Keeping our communities safe and cohesive", as an additional council priority.

### **ANNUAL AUDIT LETTER**

Cabinet received a report following a referral from the Council's External Auditor (PriceWaterhouseCoopers) and the Audit Commission Relationship Manager. Cabinet was asked to consider and respond to the Annual Audit Letter for 2011/12, prepared jointly by our external auditors PriceWaterhouseCoopers (PwC) and the Audit Commission Relationship Manager.

Cabinet considered the report and **RESOLVED** to:

Approve the Annual Audit Letter 2011/12.

### **OUTCOME OF PETITIONS**

Cabinet received a report updating it on the progress being made in response to petitions in accordance with Standing Order 13 of the Council's Rules of Procedure.

Councillor Cereste introduced the report.

Cabinet considered the report and **RESOLVED** to:

Note the action taken in respect of petitions presented to full Council.

### **DECISIONS FROM CABINET MEETING ON 25 FEBRUARY 2013**

#### **TRANSFER OF PUBLIC HEALTH**

Cabinet received a report describing the responsibilities and implications of the transfer of certain Public Health functions from Peterborough Primary Care Trust (PPCT) to the Council under the Health & Social Care Act 2012 ("the Act"), with effect from 1<sup>st</sup> April 2013.

Cabinet considered the report and **RESOLVED** to:

1. Note that the Council will become responsible for the delivery of certain public health functions with effect from 1<sup>st</sup> April 2013, and will acquire statutory responsibilities under the Health & Social Care Act 2012;
2. Authorise the Chief Executive to make arrangements for the appointment by the Council of a Director of Public Health for Peterborough, in line with Department of Health proposals following the Health & Social Care Act 2012 ("the Act");
3. Note the national approach taken to transferring staff from the Peterborough Primary Care Trust (PPCT) to the Council including the implications for the initial transitional structure for the public health function at the point of transfer from 1<sup>st</sup> April 2013 (paragraph 4.14 refers);
4. Note the ring fenced public health grants of £8,446,100 for 2013/14 and £9,290,700 for 2014/15;

5. Note that the Council will need to review its structures and priorities to ensure that its responsibility for public health is fully aligned with its existing core business;
6. Authorise the Solicitor to the Council to conclude arrangements for contracts for Public Health Services, including, as appropriate, entering into new contracts, novating contracts or extending and novating existing contracts to the Council, to enable the public health functions to continue to be delivered following transfer of responsibilities;
7. Authorise the Solicitor to the Council, in consultation with the Cabinet member for Adult Social Care, to sign a business Transfer Agreement with PPCT;
8. Note that a report will be presented to Council at its meeting on 6<sup>th</sup> March to agree to update the Constitution to note the leader's scheme of delegations and also to make provision for the Health & Wellbeing Board.

## **REVIEW OF CHARGING POLICY AND ELIGIBILITY CRITERIA FOR ADULT SOCIAL CARE SERVICES**

Cabinet received a report detailing and requesting it consider the results of the consultation on a number of measures designed to increase the emphasis on promoting independence and prevention amongst people with developing social care needs and to revise the eligibility criteria for Adult Social Care from April 2013. The report also requested consideration of the results of the consultation on a number of changes to the Adult Social Care charging policy, including a review of the Disability Related Expenditure Disregard in the financial assessment, the introduction of new charges for assistive technology and the appointeeship service, and the removal of the subsidy for the home meals service.

Cabinet considered the report and **RESOLVED** to:

- 1) Note the responses received to the consultation with social care users, carers, staff and partners (appendix 1) on proposals to revise the council's eligibility criteria for council supported social care services, to extend access to reablement and the range of preventative services available to people with care needs who fall below eligibility criteria, modifications to the Adult Social Care charging policy and the removal of the subsidy to the home meals service.
- 2) Agree the following recommendations for implementation, which have been amended to reflect feedback received, together with the findings from the Equality Impact Assessment:
  - a) Raise eligibility criteria for Adult Social Care from high/moderate to critical/substantial in line with Department of Health categories with effect from April 2013 for new service users and for existing service users from the date of their annual review or sooner if there is a change in circumstance which merits earlier review;
  - b) Provide access to a period of reablement to all existing and new service users who would benefit;
  - c) Offer a longer term transition plan to younger adults with long term conditions including those who fall below critical/substantial needs;
  - d) Re-commission and further invest in 'a preventative offer' available to the wider community;
  - e) Introduce the banded disability disregard (as specified in section 4.8);
  - f) Introduce a charge for assistive technology ranging from £2.88 to £6.44 per week depending on the equipment provided;
  - g) Change the qualifying pension age of 60 to "Pension qualifying pension age" to reflect national changes which will come into force;

- h) Introduce an administrative charge of £5 per week where the local authority acts as appointee for service users who lack capacity in line with good practice guidance issued by the association of Public Authority Deputies;
- i) In the light of feedback, modify the proposal regarding the subsidy on home meals to allow for a phasing of its removal in respect of hot meals over two years, resulting in an increase from £3.20 to £4.20 per meal from 1 April 2013 rising to £5.20 from 1 April 2014; and
- j) Increase the charge for frozen home meals from £2.00 to £2.60 per meal from 1 April 2013.

## **CHILDREN'S SERVICES UPDATE**

Cabinet received a report giving details of improvement actions undertaken since the November Cabinet meeting in response to the findings of the Ofsted Inspection of Safeguarding carried out in August 2011.

Cabinet considered the report and **RESOLVED** to:

Note the improvement activity and progress within Children's Services.

### **2. CALL-IN BY SCRUTINY COMMITTEE OR COMMISSION**

Since the previous report to Council, the call-in mechanism has not been invoked.

### **3. SPECIAL URGENCY AND WAIVE OF CALL-IN PROVISIONS**

Scrutiny Procedure Rule 14 and Executive Procedure Rule 7 require any instances where the Council's special urgency provisions have been invoked, and/or the call-in mechanism was not applied, to be reported to the next available meeting of the Council, together with reasons for urgency.

Since the previous report to Council urgency provisions have not been invoked.

### **4. CABINET MEMBER DECISIONS**

<b>CABINET MEMBER AND DATE OF DECISION</b>	<b>REFERENCE</b>	<b>DECISION TAKEN</b>
Councillor Seaton  28 January 2013	JAN13/CMDN/008	<p><b>Discretionary Rate Relief from Business Rates for Charities, Similar Organisations not Established or Conducted for Profit and Rural Businesses</b></p> <p>The Cabinet Member:</p> <p>1. Approved the award of Discretionary Rate Relief for charities and similar organisations shown in Appendix A of the report to 31 March 2015; and</p> <p>2. Rejected the applications for awards of Discretionary Rate Relief for charities and similar organisation as shown in Appendix B of the report.</p>

<p>Councillor Seaton</p> <p>28 January 2013</p>	<p>JAN13/CMDN/009</p>	<p><b>Discretionary Rate Relief from Business Rates for Charities, Similar Organisations not Established or Conducted for Profit and Rural Businesses</b></p> <p>The Cabinet Member approved the application for award of Discretionary Rate Relief for the organisation listed in Appendix A of the report.</p>
<p>Councillor Seaton</p> <p>30 January 2013</p>	<p>JAN13/CMDN/010</p>	<p><b>Superfast Broadband Contract Award</b></p> <p>The Cabinet Member for Resources:</p> <ol style="list-style-type: none"> <li>1. Agreed that the procurement exercise carried out by Cambridgeshire County Council to identify a preferred supplier for the provision of superfast broadband be on behalf of Peterborough City Council along with Cambridgeshire County Council; and</li> <li>2. Approved that Cambridgeshire County Council's decision to nominate a preferred supplier for the provision of the Connecting Cambridgeshire Superfast Broadband project will be on behalf on both Cambridgeshire County Council and Peterborough City Council; and</li> <li>3. Approved that the final decision to appoint a supplier by Cambridgeshire County Council will also apply to Peterborough City Council.</li> </ol>
<p>Councillor Seaton</p> <p>6 February 2013</p>	<p>FEB13/CMDN/014</p>	<p><b>New Risk Based Verification Policy (Draft)</b></p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> <li>1. Approved the Risk Based Verification (RBV) Policy in its draft form for use in the Phase 1 exercise (to start in February 2013 in rolling out an on-line Housing/Council Tax Benefit claim form.)</li> <li>2. Authorised the Executive Director – Strategic Resources to appoint Xantura Limited as data processor for the RBV hosted web based application under an End User Data Processing Agreement and, in conjunction with the Solicitor to the Council, to determine any issues that may require resolution.</li> </ol>
<p>Councillor Seaton</p> <p>13 February 2013</p>	<p>FEB13/CMDN/015</p>	<p><b>Discretionary Rate Relief from Business Rates for Charities, Similar Organisations not Established or Conducted for Profit and Rural Businesses</b></p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> <li>1. Approved the award of Discretionary Rate Relief for charities and similar organisations shown in Appendix A of the report to 31 March 2015; and</li> <li>2. Rejected the applications for awards of Discretionary</li> </ol>

		Rate Relief for charities and similar organisation as shown in Appendix B of the report.
Councillor Fitzgerald  21 February 2013	FEB13/CMDN/016	<p><b>Commissioning a Local Healthwatch</b></p> <p>The Cabinet Member for Adult Social Care:</p> <ol style="list-style-type: none"> <li>1. Approved the proposed approach to commissioning a local Healthwatch service;</li> <li>2. Approved the proposed local Healthwatch budget of £198,000 per annum, subject to final funding confirmation. This excludes £12,000 per annum retained by the Council to support contract management costs;</li> <li>3. Approved the proposed sub-regional joint commissioning arrangements for Healthwatch Independent Complaints Advocacy;</li> <li>4. Approved the procurement process to purchase a local Healthwatch service; and</li> <li>5. Authorised the Executive Director of Adult Social Care to award the contracts for the local Healthwatch service in consultation with the Cabinet Member for Adult Social Care, Cabinet Member for Children’s Services and the Cabinet Member for Resources.</li> </ol>
Councillor Hiller  20 February 2013	FEB13/CMDN/017	<p><b>Peterborough Historic Environment Record</b></p> <p>The Cabinet Member approved the adoption the City Council’s Historic Environment Record as the register of “sites of archaeological interest” within the terms of the Town and Country Planning (General Permitted Development) Order 1995.</p>
Councillor Cereste  25 February 2013	FEB13/CMDN/023	<p><b>Establishment of a Local Transport Body and Draft Assurance Framework</b></p> <p>The Cabinet Member:</p> <ol style="list-style-type: none"> <li>a) Approved the creation of a Local Transport Body for which Cambridgeshire County Council will act as accountable body;</li> <li>b) Agreed the draft Assurance Framework for submission to Government by the end of February 2013;</li> <li>c) Delegated to the Cabinet Member for Housing, Neighbourhoods and Planning in consultation with the Executive Director, Operations the authority to make and agree any minor textual amendments to the Assurance Framework prior to submission to Government; and</li> <li>d) Delegated to the Cabinet Member for Housing, Neighbourhoods and Planning in consultation with the Executive Director, Operations the authority to make and agree any final changes to the Assurance Framework following comments from Government.</li> </ol>

<p>Councillor Holdich</p> <p>22 February 2013</p>	<p>FEB13/CMDN/024</p>	<p><b>Appointment of Authority Governor - Ken Stimpson Community School</b></p> <p>The Cabinet Member appointed Mr Andrew Ratnett as authority governor nominated by the governing body.</p>
<p>Councillor Holdich</p> <p>22 February 2013</p>	<p>FEB13/CMDN/025</p>	<p><b>Appointment of Authority Governor - Dogsthorpe Infant School</b></p> <p>The Cabinet Member appointed Ms Nora Fitzsimons as authority governor nominated by the local authority.</p>
<p>Councillor Walsh and Councillor Seaton</p> <p>25 February 2013</p>	<p>FEB13/CMDN/026</p>	<p><b>Community Cohesion Action Plan 2012/13 - award of grants to not for profit organisations</b></p> <p>The Cabinet Members approved the award of funding to Third Sector partners as part of the Community Cohesion action plan for 2012-13 as below:</p> <ul style="list-style-type: none"> <li>• Support funding to address hot spot high tension areas/individuals – Peterborough Racial Equality Council (PREC) £2k;</li> <li>• Support for community newsletters (editing, translation and production costs) Beehive Community Centre (c/o Millfield Medical Centre) - £1k;</li> <li>• Support for a city centre event to recognise and promote volunteering opportunities – Peterborough Council for Voluntary Services (PCVS) - £500;</li> <li>• Supporting the work of the Disability Forum to improve access for disabled people – DIAL Peterborough £2k;</li> <li>• Establishing Inspire Peterborough charity to improve access and choice of disability sports - £21k (DIAL Peterborough);</li> <li>• Supporting the work of the Faith and Communities Network (payment made to All Souls Church on behalf of the Network)- £3k;</li> <li>• Licence for Food Bank – Kingsgate Church - £500; and</li> <li>• To authorise the Executive Director of Operations or the head of service to enter into grant agreements or other suitable legal documents with the above named Third Sector partners.</li> </ul>
<p>Councillor Holdich</p> <p>26 February 2013</p>	<p>FEB13/CMDN/027</p>	<p><b>Locally Agreed Syllabus for Religious Education (RE)</b></p> <p>The Cabinet Member approved the Locally Agreed Syllabus for Religious Education (RE).</p>

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